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7
 8 **UNITED STATES DISTRICT COURT**
 9 **EASTERN DISTRICT OF CALIFORNIA**

10
 11 UNITED STATES OF AMERICA and)
 DENNIS STIFFLER, Revenue)
 12 Officer, Internal Revenue Service,)

13 Petitioners,)

14 v.)

15 THOMAS SMITH,)

16 Respondent.)
 _____)

1:09-cv-00584-LJO-SMS

**ORDER VACATING MANDATORY
 SCHEDULING CONFERENCE,
 DISMISSING CASE, AND CLOSING
 FILE**

Taxpayer: THOMAS SMITH

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 18 The Court having reviewed Petitioners' Notice of Compliance, Request to Vacate
 19 Mandatory Scheduling Conference, Request to Dismiss Case and Suggestion to Close
 20 File, and good cause appearing,

21 IT IS HEREBY ORDERED that the Scheduling Conference set for November 2,
 22 2009, is vacated, and this case is dismissed and closed in its entirety.

23 IT IS SO ORDERED.

24 **Dated: September 2, 2009**

/s/ Lawrence J. O'Neill
 UNITED STATES DISTRICT JUDGE